

JUN 11 2003

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

Federal Communications Commission
Office of the Secretary

In the Matter of)	EB Docket No. 03-85
)	
BUSINESS OPTIONS, INC.)	File No. EB-02-TC-151
)	NAL/Acct. No. 30033217002
Order to Show Cause and)	FRN: 0007179054
Notice of Opportunity for Hearing)	

To: Business Options, Inc.
Kurtis Kintzel

ENFORCEMENT BUREAU'S
NOTICE OF DEPOSITION UPON ORAL EXAMINATION

1. The Enforcement Bureau (the "Bureau"), pursuant to Section 1.315(a) of the Commission's rules, 47 C.F.R. § 1.315(a), hereby gives notice that it intends to take the deposition upon oral examination of Kurtis Kintzel of Business Options, Inc. ("BOI"), 8380 Louisiana Street, Merrillville, Indiana 46410-6312. According to a letter dated December 9, 2002, from Shannon Dennie, Director of Corporate Affairs, BOI, to Peter Wolfe, FCC, Mr. Kintzel is the President, Chairman of the Board, and a 70 percent owner of BOI.

2. Mr. Kintzel will be examined before a notary public or other person authorized to administer oaths on July 14, 2003, beginning at 10 a.m. Merrillville, Indiana local time at a location to be agreed upon in or within a short drive of Merrillville. Once the exact location of the deposition has been determined, the Bureau will inform Mr. Kintzel, BOI, and the Presiding Administrative Law Judge. Mr. Kintzel will be examined on matters relevant to the designated

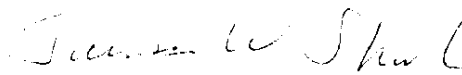
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issues in the above-captioned proceeding. *See Order to Show Cause Notice of Opportunity for Hearing*, FCC 03-68, released April 7, 2003.

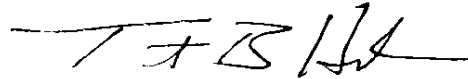
Respectfully submitted,
David H. Solomon
Chief, Enforcement Bureau



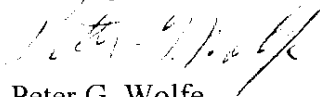
Maureen F. Del Duca
Chief, Investigations and Hearings Division



James W. Shook
Attorney



Trent Harkrader
Attorney



Peter G. Wolfe
Attorney

Federal Communications Commission
445 12th Street, S.W., Room 3-B443
Washington, D.C. 20554
(202) 418-1420

June 11, 2003

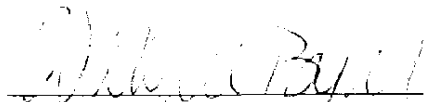
CERTIFICATE OF SERVICE

Debbie Byrd, a program analyst with the Enforcement Bureau's Investigations and Hearings Division, certifies that she has, on this 11th of June, 2003, sent by first class United States mail copies of the foregoing "Enforcement Bureau's Notice of Deposition Upon Oral Examination" to:

* Chief Administrative Law Judge Richard L. Sippel
Federal Communications Commission
445 12th Street, S.W., Room 1-C864
Washington, D.C. 20054

Dana Frix, Esq. (also by email)
Kemal Hawa, Esq.
Chadbourn & Parke, LLP
1200 New Hampshire Avenue, N.W.
Washington, D.C. 20036
Counsel for Business Options, Inc.

Kurtis Kintzel, President
Business Options, Inc.
8380 Louisiana Street
Merrillville, IN 46410-6312


Debbie Byrd

* Hand-delivered

SUBPOENA

TRIPLICATE - To be retained for the Commission's files.

UNITED STATES OF AMERICA

FEDERAL COMMUNICATIONS COMMISSION

IN THE MATTER OF)

Docket No. EB-03-85

Business Options, Inc.)

Order to Show Cause and)

Notice of Opportunity for Hearing)

THE PRESIDENT OF THE UNITED STATES OF AMERICA

To: Diane Barnes, Qwest Services Corporation, GREETINGS:

YOU ARE HEREBY ORDERED under penalty of law to ~~appear before the Federal Communications Commission or~~ produce the categories of materials described below to James W. Shook, attorney (name and official title of person authorized to take depositions) for the Enforcement Bureau, FCC at 445 12th Street, S.W. in the city of Washington, D.C. on the 30th day of June, 2003 at _____ o'clock _____ M., of that day, to testify in the above captioned matter and to bring with you and to produce ~~then and there the following books, papers, and documents:~~

1) All materials of any nature or form whatsoever related to all requests made by Business Options, Inc. ("BOI"), US Bell, Buzz Telecom or Avatar (the latter three are, to the best of the FCC's knowledge, alter egos for BOI) on or after January 1, 2002, to change telephone service for each and every one of the following individuals and ANIs: Barbara Beeson, 217-932-5584; Paul Brackett, 207-474-2170; Norman Crowley, 207-375-8155; Ida (and/or Donald) Gupta, 207-698-1850; Bessie Goodbrake c/o Sylvia Jane Stack, 660-885-3139; Laurie (or Lorie) Hart, 207-862-6202; Fred and Caroline Michaelis, 636-479-4324; and Beatrice (and/or Robert) Violette, 207-564-2478.

2) All agreements of any kind whatsoever between Qwest and BOI (as defined in 1 above), related to BOI's provisioning of telephone service over Qwest's facilities.

BY ORDER OF THE FEDERAL COMMUNICATIONS COMMISSION, this 11th day of June, 2003.

Richard D. Ayres
(Official Title)
Chief Administrative Law Judge

NOTICE: - Witness fees and mileage for attendance under this subpoena for service hereof are to be paid by the party at whose instance the witness is subpoenaed, and every copy of this summons for the witness must contain a copy of this notice.

Service of subpoena may be made by any citizen of the United States over the age of 18 years who is competent to be a witness, and is not a party to or in any way interested in the proceeding.